

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5 77 WEST JACKSON BOULEVARD CHICAGO, IL 60604-3590



FEB 2 1 2012

REPLY TO THE ATTENTION OF

SC-5J

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Sidney and Charlene Tuchman and Tuchman Cleaners Inc. 25 Heather Avenue San Francisco, California 94118

Re: No Response to Request for Information Pursuant to Section 104 of CERCLA for Tuchman Cleaners Site in Indianapolis, Indiana Site Spill Identification Number: B5ZU

Dear Mr. and Mrs. Tuchman:

On December 12, 2011, the U.S. Environmental Protection Agency issued an information request to you pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. § 9604(e). The information request was served on December 24, 2011 by certified mail. This information request required you to provide certain documents and information within fourteen (14) calendar days of receipt.

Although the deadline for your response has passed, EPA has not received any response to the information request. EPA therefore requests that you comply immediately with that information request. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 C.F.R. § 2.203 (b). Information covered by such a claim will be disclosed by EPA only to the extent, and only by means of the procedures, provided in 40 C.F.R. Part 2, Subpart B. If no such claim accompanies the information when it is received by EPA, it may be made available to the public by EPA without further notice to you.

Continued failure to comply with EPA's information request, or to adequately justify such failure to respond, may subject you to an enforcement action seeking to compel compliance and collect penalties of up to \$37,500 per day of noncompliance pursuant to Section 104(e)(5) of CERCLA, 42 U.S.C. § 9604(e)(5) and as adjusted by 69 Fed. Reg. 7121-27 (Feb. 13, 2004) (codified at 40 C.F.R. § 19.4) pursuant to the Debt Collection Improvement Act of 1996. EPA has the authority to use the information requested herein in an administrative, civil or criminal action.

Please contact Peter Felitti, Associate Regional Counsel, at 312-886-5114 if you have any legal questions regarding this matter. All other questions should be directed to Cheryl McIntyre, Enforcement Services Section 1, at 312-886-1964.

Sincerely,

Sharon Jaffess, Chief

Enforcement and Compliance Assurance Branch



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